

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CEASAR HOLLOWY

CIVIL ACTION

FILED

v.

MAY 06 2015

UNIDENTIFIED BUT IDENTIFIABLE  
LICENSE HOLDER/OWNER OF  
PRIVATE PRISON

By MICHAEL E. KUNZ, Clerk  
Dep. Clerk

NO. 15-1795

ORDER

AND NOW, this 6 day of May, 2015, upon consideration of plaintiff's motion to proceed *in forma pauperis* and his *pro se* complaint, it is ORDERED that:

1. Leave to proceed *in forma pauperis* is GRANTED.
2. Plaintiff, Ceasar Holloway, #55440-066, shall pay the full filing fee of \$350 in installments, pursuant to 28 U.S.C. § 1915(b). Based on the financial information provided by plaintiff, an initial partial filing fee of \$35.59 is assessed. The Warden or other appropriate official at the Federal Correctional Institution at Schuylkill or at any other prison at which plaintiff may be incarcerated is directed to deduct \$35.59 from plaintiff's inmate trust fund account, when such funds become available, and forward that amount to the Clerk of the United States District Court for the Eastern District of Pennsylvania, 601 Market Street, Room 2609, Philadelphia, PA 19106, to be credited to Civil Action No. 15-1795. After the initial partial filing fee is collected and until the full filing fee is paid, the Warden or other appropriate official at the Federal Correctional Institution at Schuylkill or at any other prison at which plaintiff may be incarcerated, shall deduct from plaintiff's account, each time that plaintiff's inmate trust fund account exceeds \$10, an amount no greater than 20 percent of the money credited to his account

during the preceding month and forward that amount to the Clerk of Court at the address provided above to be credited to Civil Action No. 15-1795.

3. The Clerk of Court is directed to send a copy of this order to the Warden of the Federal Correctional Institution at Schuylkill.

4. The complaint is DISMISSED, pursuant to 28 U.S.C. § 1915(e)(2)(B)(i) & (ii), for the reasons discussed in the Court's memorandum.

5. Plaintiff is given leave to file an amended complaint within thirty (30) days of the date of this order in the event he can state a plausible claim against any individual defendants who may be responsible for the alleged violation of his constitutional rights while he was incarcerated at the FDC. If plaintiff files an amended complaint, he must name all of the defendants in the caption of the amended complaint in addition to the body of the amended complaint. Upon the filing of an amended complaint, the Clerk shall not make service until so ORDERED by the Court. If plaintiff fails to file an amended complaint in accordance with this order, his claims will be dismissed with prejudice without further notice.

6. The Clerk of Court shall CLOSE this case for statistical purposes.

**BY THE COURT:**

  
THOMAS N. O'NEILL, JR., J.